

# EXHIBIT A

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18 TOCAD AMERICA, INC.

19 UNITED STATES DISTRICT COURT

20 NORTHERN DISTRICT OF CALIFORNIA

21 SAN FRANCISCO DIVISION

22  
23 JOBY, INC.,

24 Plaintiff,

25 v.

26 TOCAD AMERICA, INC.,

27 Defendant.

Case No. 3:07-CV-06455 (SI)

**STIPULATION RE JOBY, INC.'S  
MOTION FOR PRELIMINARY  
INJUNCTION**

1 On March 28, 2008, plaintiff Joby, Inc. ("Joby") filed a motion for a preliminary  
2 injunction against defendant Tocad America, Inc. ("Tocad"). The motion is currently set for  
3 hearing on May 30, 2008.

4 The parties have negotiated a resolution of Joby's request for injunctive relief regarding  
5 Tocad's FlexPod and FlexPod Plus products existing in the marketplace as of the date of this  
6 Stipulation.

7 Accordingly, pursuant to Civil L.R. 7-12, THE PARTIES HEREBY STIPULATE AS  
8 FOLLOWS:

9 1. Tocad will not create, produce, distribute, ship, import, sell, advertise, market or  
10 promote its existing FlexPod line of camera support products (including those sold under other  
11 brand names) after May 30, 2008.

12 2. Tocad will not create, produce, ship or import its existing FlexPod Plus line of  
13 camera support products (including those sold under other brand names) after May 30, 2008.

14 3. Tocad will not distribute, sell, advertise, market or promote its existing FlexPod  
15 Plus line of camera support products (including those sold under other brand names) after July 15,  
16 2008.

17 4. In reliance on the foregoing, Joby stipulates that its motion for preliminary  
18 injunction no longer requires decision by the Court and may be taken off the hearing calendar.

19  
20 Dated: May 6, 2008

FENWICK & WEST LLP

21  
22 By: /s/Virginia K. DeMarchi  
23 Virginia K. DeMarchi

24 Attorneys for Plaintiff  
25 JOB Y, INC.

26 ///

27 ///

28 ///

1 Dated: May 6, 2008

PERKINS COIE LLP

2  
3 By: /s/Debra R. Bernard

4 Debra R. Bernard

5 Attorneys for Defendant  
6 TOCAD AMERICA, INC.

7  
8 PURSUANT TO STIPULATION, IT IS SO ORDERED.

9  
10 Dated: \_\_\_\_\_, 2008

11  
12 By: \_\_\_\_\_

13 The Honorable Susan Illston  
14 United States District Court Judge

15 ATTESTATION

16 I, Virginia K. DeMarchi, attest that concurrence in the filing of this document has been  
17 obtained from Debra R. Bernard, counsel for defendant Tocad America, Inc.

18 I declare under penalty of perjury that the foregoing is true and correct. Executed this 6th  
19 day of May, 2008 in Mountain View, California.

20  
21 /s/ Virginia K. DeMarchi

22 Virginia K. DeMarchi

# EXHIBIT B

**MANUAL FILING NOTIFICATION**

Regarding: DECLARATION OF BRANDY R. MCMILLION IN SUPPORT OF  
DEFENDANT'S MOTION FOR SUMMARY JUDGMENT

This exhibit is filed in paper or physical form only, and is being maintained in the case file in the Clerk's office. If you are a participant in this case, this filing will be served in hard-copy shortly. For information on retrieving this filing directly from the court, please see the court's main web site at <http://www.cand.uscourts.gov> under Frequently Asked Questions (FAQ).

**THIS EXHIBIT WAS NOT EFILED BECAUSE IT IS PROVISIONALLY UNDER SEAL.**

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